

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF IOWA

UNITED STATES OF AMERICA

v.

KENNETH JOHN PENA

JUDGMENT IN A CRIMINAL CASE

Case Number: CR 17-30-1

USM Number: 09176-029

Chad R. Frese

Defendant's Attorney

- ☐ Revocation of Probation
- ☒ Revocation of Supervised Release
- ☐ Modification of Supervision Conditions

☐ AMENDED REVOCATION JUDGMENT

Date of Most Recent Judgment:

THE DEFENDANT:

☒ admitted guilt to violation(s) _____ as listed below _____ of the term of supervision.

☐ was found in violation of _____ after denial of guilt.

The defendant is adjudicated guilty of these violations:

| <u>Violation Number</u> | <u>Nature of Violation</u> | <u>Violation Ended</u> |
|-------------------------|---|------------------------|
| 1 | Use of a Controlled Substance | 03/31/2024 |
| 2 | Use of Alcohol | 04/03/2024 |
| 3 | Failure to Comply with Anger Management Treatment | 05/31/2024 |
| 4 | Failure to Maintain Employment | 06/21/2024 |
| 5a-b | Failure to Report as Instructed | 06/28/2024 |
| 6a-b | Failure to Follow USPO Instructions | 06/28/2024 |
| 7a-b | Failure to Participate in Substance Abuse Testing | 07/09/2024 |
| 8 | Failure to Comply with Mental Health Treatment | 07/09/2024 |

The defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant was not found in violation of _____ and is discharged as to such violation(s).

☐ The Court did not make a finding regarding violation(s) _____

It is ordered that the defendant must notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States Attorney of material changes in economic circumstances.

C.J. Williams, Chief Judge
United States District Court

Name and Title of Judge

July 29, 2024

Date of Imposition of Judgment



Signature of Judge

July 29, 2024

Date

DEFENDANT: **KENNETH JOHN PENA**
CASE NUMBER: **CR 17-30-1**

PROBATION

- ☐ The defendant's supervision is continued with the addition of special condition number(s):

IMPRISONMENT

- ☐ No imprisonment is ordered as part of this modification.
- ☒ The defendant is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a total term of: **12 months**.

- ☒ The court makes the following recommendations to the Federal Bureau of Prisons:
It is recommended that the defendant be designated to a Bureau of Prisons facility in close proximity to the defendant's family which is commensurate with the defendant's security and custody classification needs. It is recommended that the defendant not be placed at FCI Forrest City in Forrest City, Arkansas.

- ☒ The defendant is remanded to the custody of the United States Marshal.
- ☐ The defendant must surrender to the United States Marshal for this district:
- ☐ at _____ ☐ a.m. ☐ p.m. on _____.
- ☐ as notified by the United States Marshal.
- ☐ The defendant must surrender for service of sentence at the institution designated by the Federal Bureau of Prisons:
- ☐ before 2 p.m. on _____.
- ☐ as notified by the United States Marshal.
- ☐ as notified by the United States Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____
at _____ with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

DEFENDANT: **KENNETH JOHN PENA**
CASE NUMBER: **CR 17-30-1**

SUPERVISED RELEASE

■ Upon release from imprisonment, No Term of Supervised Release is reimposed.